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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

NENA ALLEN,

Plaintiff,

v.

HOUSING AUTHORITY FOR
THE CITY OF MARIETTA,
GEORGIA and LARRY
THOMPSON, in his official
capacity as Executive Director of
the Housing Authority for the City
of Marietta, Georgia,

Defendants.

CIVIL ACTION FILE NO.
1 01-CV-3691-CAM

HOUSING AUTHORITY FOR
THE CITY OF MARIETTA, d/b/a
MARIETTA HOUSING AUTHORITY,

Plaintiff,

CIVIL ACTION FILE NO.
1 02- CV-1611-CAM

NENA ALLEN,

Defendant.

MOTION TO VACATE JUDGMENTS
AND TO DISMISS WITH PREJUDICE

COME NOW the HOUSING AUTHORITY FOR THE CITY OF MARIETTA, GEORGIA and LARRY THOMPSON, by counsel, and move this Court pursuant to Federal Rule of Civil Procedure 60(b) for an Order vacating the judgments entered herein and dismissing these actions with prejudice, including the Bill of Costs awarded to Nena Allen, in accordance with a mediated settlement of the parties.

Pursuant to the mediated settlement, party NENA ALLEN, by counsel, consents to this Motion and to waiver of her Bill of Costs previously awarded.

WHEREFORE, for good cause shown, your Movants pray for entry of an Order vacating the judgments and award of costs entered herein and dismissing these actions with prejudice.

Respectfully submitted this 12th day of February, 2004.

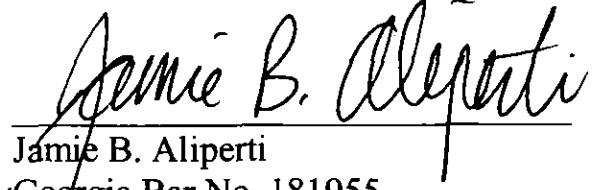
Buday

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City of Marietta and Larry Thompson

WE CONSENT TO THIS MOTION:



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CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of the foregoing

MOTION TO VACATE JUDGMENTS AND TO DISMISS WITH

PREJUDICE upon all parties by placing a copy of the same in the United States

Mail in a properly addressed envelope with adequate postage affixed thereto to

ensure delivery to:

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This 12th day of February, 2004.

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